

April 26, 1977

LR 64  
LB 91

CLERK: Mr. President, there is a resolution which calls for a study by the Public Works Committee, which will be referred to the Executive Board. (LR 64).

PRESIDENT: Senator Boughn.

SENATOR BOUGHN: Would you please repeat what was said, sir.

PRESIDENT: Well Senator Burrows had a motion here. What was Senator Burrows motion?

CLERK: It is a notice this is National Secretary Week, be kind to your secretary.

SENATOR BOUGHN: Would you ask Senator Burrows if that is pro bono? Thank you.

PRESIDENT: Read the motion.

CLERK: Mr. President, I move to return LB 91 for the attached specific amendment. (Read Kahle amendment found on page 1636 of the Journal).

PRESIDENT: Senator Kahle.

SENATOR KAHLE: Mr. President, members of the body. The reason that we want to bring this bill back and strike this language is.... I might tell you just what is in the bill so you can recall what it was. It started out to be an exemption for small grocery stores in handling certain items as fertilizer, lawn food, and I believe dog food and some other products. If they sold less than five tons of this product a year they did not have to have a license. Then we added to that bill, as we went along, the fact that some fertilizer dealers were being charged twice for the fertilizer for taxes at the ten cents per ton level. Then at the very end of the bill, if you'll look in your bill book and look at the amendment you'll see what we're talking about. The language was added "except custom blend products". This had to do with the testing of these products. The Agriculture Department brought that to my attention then that they thought this was wrong because the farmer asked that this fertilizer be checked that the blender was dealing out to him. They really had no way of going in there and doing it. All we're trying to do with this is eliminate that language. Then it should read as follows: "It shall be the duty of the director to sample, inspect, make analysis of, and test commercial fertilizers and soil conditioners distributed within this state". Then it goes on. Before that it said "except custom blend products", right in that part. What we're wanting to do is eliminate those four words, "except custom blend products". Mr. Speaker, do I need to move to bring this bill back, or what is the procedure?

CLERK: The motion is to return it for a specific amendment.

PRESIDENT: There are no further lights on. The question is the return of LB 91. Record your vote. Please vote on this matter. Have you all voted? Could some senators please return to their desks and get some votes on these matters. It is 21 to nothing. It's now 22, 23. Record. Senators, unless there is an objection from the floor.... Could I have your attention please. We have four requests for return for the specific amendment. The Chair would like the opportunity

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